

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

March 10, 2013

TO: Honorable Abel Herrero, Chair, House Committee On Criminal Jurisprudence

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB823 by Anchia (Relating to the duties of a magistrate to inform an arrested person of consequences of a plea of guilty or nolo contendere.), **As Introduced**

| |
|--|
| <p>No significant fiscal implication to the State is anticipated.</p> |
|--|

The bill would require a magistrate to inform an arrestee that if the person is not a citizen of the United States of America, a plea of guilty or nolo contendere may affect the person's immigration or residency status and may result in deportation, exclusion from admission to this country, or denial of naturalization.

According to the Office of Court Administration, the bill would reduce post-conviction proceedings and retrials, but could also increase the number of noncitizens pleading not guilty and asking for a jury. Fiscal impact would vary depending on the number of each of these these cases but is not anticipated to be significant.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council

LBB Staff: UP, ESi, SD, KKR